

<u>ORDER</u>

Counsel for the parties have advised the Court on March 13, 2009 that the case has been settled. IT IS HEREBY

ORDERED that the Clerk of the Court is directed to enter an order dismissing the case with prejudice and without costs; provided however that the closing documents have not been executed and the settlement amount has not been paid on or before May 15, 2009. Either party may apply on five days notice for an order either extending this date or requesting that the matter be restored to the calendar.

Signed at Houston, TX on the ______ day of March, 2009.

DAVID HITTNER United States District Judge